

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

TARGUS INTERNATIONAL LLC,)
)
Plaintiff,)
)
v.) C.A. No. 20-464-RGA
)
VICTORINOX SWISS ARMY, INC.,)
)
Defendant.)

CLAIM CONSTRUCTION ORDER

The Court has determined that the terms below shall be given the following meaning for U.S. Patent No. 8,567,578 (“the ’578 Patent”):

Claim Term	Construction
“accessible to a user [in the folded configuration]” (claims 48, 49, 57)	“user can retrieve items from the first pouch while the bi-fold case is in the folded configuration”
“defining a first pouch” (claims 1, 17, 21, 22, 28, 42)	“delineating the boundaries of a first pouch”
“distal end” (claims 1, 17, 21, 22, 28, 42, 46, 50, 54, 57)	“the end that is furthest away from the hinge”
“disposed adjacent” (claims 1, 17, 21, 22, 28, 42, 46, 50, 54, 57)	“touching, or next to”
“proximal end” (claims 1, 17, 21, 22, 28, 42, 50, 54, 57)	“the end that is closest to the hinge”
“without an additional pouch” (claims 1, 17, 21, 22, 28, 42, 50, 54, 57)	This term has its plain and ordinary meaning.
“the outer sides of both the first and second storage [sections/panels] laid flat upon [a/the] same planar surface” (claims 1, 17, 21, 22, 28, 42, 50, 51, 54, 55, 57)	This term has its plain and ordinary meaning.
“handle” (claim 46)	This term has its plain and ordinary meaning.
“sidewall” (claims 21, 22, 28)	This term has its plain and ordinary meaning.

Claim Term	Construction
“a hinge” (claims 1, 17, 21, 22, 28, 42, 45, 50, 54, 57)	This term has its plain and ordinary meaning.
“pouch” (claims 1, 4, 5, 6, 17, 21, 22, 27, 28, 32, 42, 47, 48, 49, 50, 52, 54, 57)	“a pocket or partially enclosed receptacle”
“configured to enable a scanning device to scan through” (claims 1, 17, 21, 22, 28, 42, 47, 50, 54, 57)	“made in such a way that a scanning device can scan through”
“a second pouch fastener configured to substantially enclose only the second pouch and thereby retain a computer therein” (claim 1)	This term has its plain and ordinary meaning.
“second pouch configured to receive a computer” (claims 1, 17, 21, 22, 28, 42, 50, 54, 57)	This term has its plain and ordinary meaning.
“a first inner side” (claims 1, 17, 21, 22, 28, 42, 50, 54, 57)	This term has its plain and ordinary meaning.
“the first inner side [of the first storage panel/section] is approximated to the second inner side [of the second storage panel/section]” (claims 17, 21, 22, 28, 42, 57)	“the first inner side [of the first storage panel/section] is close to the second inner side [of the second storage panel/section]”
“indicia indicat[es/ing] [that] the [computer] case complies with a standard scanning authority” (claims 13, 23, 38)	Not entitled to patentable weight.
“an object in the first [storage] [section/panel] is removed from interfering with a scanner” (claims 1, 17, 21, 22, 28, 42, 50, 54, 57)	This term has its plain and ordinary meaning.
“in communication with” (claim 57)	“providing passage to”
“foldably [attaching/joining]” (claims 28, 42)	“attaching/joining so that the joint is foldable”
“uninhibited scanning” (claims 1, 17, 21, 22, 28, 42, 50, 54, 57)	“scanning without interference”

IT IS SO ORDERED this 11 day of May, 2021.

/s/ Richard G. Andrews

The Honorable Richard G. Andrews